

KBR:kbr 03/29/04 3382-51187 236334.doc

PATENT
Attorney Reference Number: 3382-51187

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Galen C. Hunt

Application No. 09/197,080

Filed: November 20, 1998

Confirmation No. 9889

For: NETWORK-INDEPENDENT PROFILING
OF APPLICATIONS FOR AUTOMATIC
PARTITIONING AND DISTRIBUTION IN
A DISTRIBUTED COMPUTING
ENVIRONMENT (as amended)

Examiner: Haresh N. Patel

Art Unit: 2126

Attorney Reference No. 3382-51187

COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450

CERTIFICATE OF MAILING

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450 on the date shown below.

Attorney
for Applicant(s)

Date Mailed

[Signature]
March 29, 2004

TERMINAL DISCLAIMER

Microsoft Corporation ("Microsoft") is the owner of the entire interest in the above-identified application. The assignment was recorded on February 16, 1999, at Reel 9778, Frames 20-22.

Microsoft hereby disclaims the terminal part of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term of United States Patent No. 6,263,491, and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to United States Patent No. 6,263,491, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors or assigns.

Microsoft does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term of United States Patent

KBR:kbr 03/29/04 3382-51187 236334.doc

PATENT
Attorney Reference Number: 3382-51187

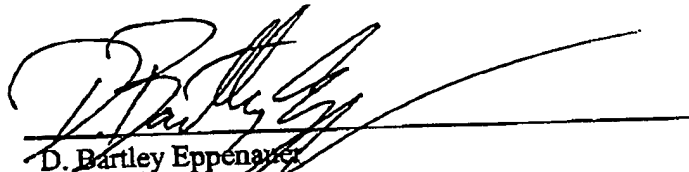
No. 6,263,491, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has all claims cancelled by a reexamination certificate, or is otherwise terminated prior to expiration of its statutory term, except for the separation of legal title stated above.

I am empowered to act on behalf of Microsoft.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Microsoft Corporation

3-29-04
Date


D. Bartley Eppenger
Assistant Secretary

Terminal Disclaimer — Page 2 of 2